43 44 45 Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

DIANNE L. KELLEY,

Plaintiff,

٧.

MICROSOFT CORPORATION, a Washington Corporation,

Defendant.

NO. C07-0475 MJP

CLASS ACTION

PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF HER OPPOSITION TO MICROSOFT'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT

Noted on Motion Calendar: June 22, 2007

Plaintiff hereby submits as additional authority, in support of her argument that a plaintiff need not allege or prove reliance under the Washington Consumer Protection Act, the Court of Appeals, Division One's published opinion in <u>Schnall v. AT&T Wireless Services. Inc.</u> (No. 57523-6-I), which was filed on June 18, 2007. <u>See Schnall at 5-11</u>.

PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY - 1 No. C07-0475 MJP GORDON TILDEN THOMAS & CORDELL LLP 1001 Fourth Avenue, Suite 4000 Seattle, WA 98154 Phone (206) 467-6477 Fax (206) 467-6292

 DATED this 19th day of June, 2007.

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CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following.

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PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY - 3
No. C07-0475 MJP

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